

JFW



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/774,307	02/06/2004	Nicola M. Funnell	1578.601

30973
 SCHEEF & STONE, L.L.P.
 5956 SHERRY LANE
 SUITE 1400
 DALLAS, TX 75225

CONFIRMATION NO. 5431
FORMALITIES LETTER



OC000000012554424

Date Mailed: 05/06/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/13/2004 HMEKONEN 00000071 502032 10774307

FILED UNDER 37 CFR 1.53(b)

01 FC:1001 770.00 DA
 02 FC:1051 130.00 DA
 03 FC:1201 86.00 DA

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$86** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$986** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$86**

- \$86 for 1 independent claims over 3.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

M-WAINE
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



SCHIEER & STONE, L.L.P.

Legal counsel based on solid principles.

CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

Date of Mailing: September 7, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the above identified date.

Leah Siegel

Typed or printed name of person mailing paper or fee

SIGNATURE of person mailing paper or fee

September 7, 2004

Mail Stop MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DOCKET NO: 1578.601

Sir:

In re: U.S. Serial No. 10/774,307
Inventor: Nicola Funnell, et al.
Title: **Apparatus and Method for Operating a Communications Device in a Mobile Communications Network**

Enclosed please find:

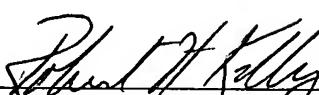
- Response to Notice to File Missing Parts of Nonprovisional Application (in duplicate);
- Copy of Notice to File Missing Parts of Nonprovisional Application;
- Executed Declaration;
- Power of Attorney;
- Statement Under 37 CFR 3.73(b);
- Recordation Form Cover Sheet (in duplicate);
- Assignment;
- Extension of Time (in duplicate); and
- Return post card

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication, or credit any overpayment, to Deposit Account No. 50-2032. A duplicate copy of this sheet is enclosed.

- Any additional filing fees required under 37 CFR 1.16
- Any patent application processing fees under 37 CFR 1.17

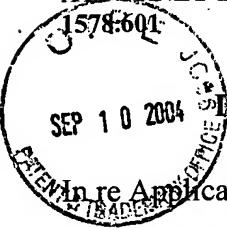
Respectfully submitted,

By:


Robert H. Kelly, Reg. No. 33,922
Attorney for Applicant

SCHEEF & STONE, L.L.P.
5956 Sherry Lane, Suite 1400
Dallas, Texas 75225
Tel: (214) 706-4201
Fax: (214) 706-4242

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of:

NICOLA FUNNELL, ET AL.

Serial No.

10/774,307

Filing Date:

February 6, 2004

Group Art Unit:

2661

Examiner:

Not yet assigned

Title:

APPARATUS AND METHOD FOR OPERATING A
COMMUNICATIONS DEVICE IN A MOBILE
COMMUNICATIONS NETWORK

MS Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certification Under 37 C.F.R. 1.8

Date of Mailing: September 7, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the above identified date.

Leah Siegel

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of Nonprovisional Application dated May 6, 2004, Applicant hereby submits the following:

- 1) An executed Declaration;
- 2) The Commissioner is hereby authorized to charge the statutory basic filing fee of \$770, the late filing fee surcharge set forth in 37 CFR 1.16(e) of \$130, and the additional claim fees of \$86 for a non-small entity to Scheef & Stone, L.L.P. Deposit Account No. 502032 (a duplicate copy of this paper is attached).

09/13/2004 MMKOHEN-00000071-502032-10774307

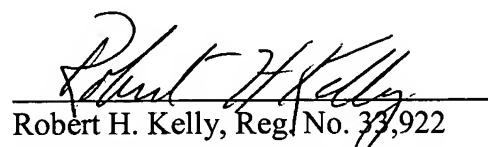
04 FC:1252 - 420.00 DA

ATTORNEY DOCKET NO.
1578.601

PATENT
Customer ID No. 30973

Respectfully submitted,

Date: 7/5/04


Robert H. Kelly, Reg. No. 33,922
ATTORNEY FOR APPLICANT

SCHEEF & STONE, L.L.P.
5956 Sherry Lane, Suite 1400
Dallas, Texas 75225
Tel: (214) 706-4200
Fax: (214) 706-4242
email: robert.kelly@scheefandstone.com